

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

**IN RE: PHARMACEUTICAL INDUSTRY AVERAGE  
WHOLESALE PRICE LITIGATION**

**MDL No. 1456**  
C.A. No. 01-12257-PBS

THIS DOCUMENT RELATES TO:  
ALL ACTIONS

Judge Patti B. Saris

**NOTICE OF APPEAL**

Notice is hereby given that Donald E. Haviland, Jr., Esq., appeals to the United States Court of Appeals for the First Circuit from the final order and judgment barring Mr. Haviland from serving as class counsel in any federal litigation involving challenges to AWP and all orders antecedent and ancillary thereto (including the Order dated January 3, 2008 at Docket No. 4972), entered on June 22, 2010.

Respectfully submitted,

Dated: July 22, 2010

/s/ Donald E. Haviland, Jr.  
Donald E. Haviland, Jr., Esquire  
Adam S. Levy, Esquire, Of Counsel  
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**CERTIFICATE OF SERVICE**

I, Donald E. Haviland, Jr., hereby certify that on July 22, 2010, a true and correct copy of the foregoing Notice of Appeal was filed via ECF electronic filing and notice was sent to all counsel of record.

/s/ Donald E. Haviland, Jr.  
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